



EXPRESS MAIL NO.: EV 475 142 079 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Wallimann *et al.* Confirmation No.: 4809  
Application No.: 09/769,404 Art Unit: 1617  
Filed: January 26, 2001 Examiner: Wang, Shengjun  
For: METHODS OF TREATING BONE OR  
CARTILAGE CONDITIONS BY THE  
ADMINISTRATION OF CREATINE Attorney Docket No.: 8932-296-999  
(CAM No.: 232198-999151)

**PETITION FOR EXTENSION OF TIME UNDER 37 C.F.R. § 1.136(a)**

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated September 20, 2005 of the Primary Examiner finally rejecting claims 1-3, 13-14 and 21-24 of the above-identified application.

The item(s) checked below are appropriate:

1. ☒ An extension of time for responding to the final rejection for 1 month(s):  
☐ was filed on  
☒ is submitted herewith.
2. ☒ A timely response to the final rejection has been filed.
3. ☒ A fee in the amount of **\$500.00** is:  
☒ Required.  
☐ Not required (Fee paid in prior appeal).
4. ☐ Applicants have qualified for the 50% reduction in fee for an independent inventor, non-profit organization or small business concern and a fee in the amount of **\$250.00** is:  
☐ Required.  
☐ Not required (Fee paid in prior appeal).
5. ☒ Please charge the required fee, if any, to Jones Day Deposit Account No. 50-3013. A copy of this sheet is enclosed.

Respectfully submitted,

Date: January 20, 2006

Ann W. Chen  
Ann W. Chen (Reg. No. 49,013)  
For: Brian M. Rothery (Reg. No. 35,340)  
**JONES DAY**  
222 East 41st Street  
New York, New York 10017  
(212) 326-3939